



RCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/616,434
Filing Date	July 9, 2003
First Named Inventor	ABNER E. MOREAU, JR.
Group Art Unit	2876
Examiner Name	T.M. Lee
Attorney Docket Number	03292.102330

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114	
a. <input checked="" type="checkbox"/> Previously submitted	
i. <input checked="" type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on <u>February 1, 2006</u> (Any unentered amendment(s) referred to above will be entered).	
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____	
iii. <input type="checkbox"/> Other _____	
b. <input type="checkbox"/> Enclosed	
i. <input type="checkbox"/> Amendment/Reply	03/31/2006 HALI11 00000060 10616434
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)	01 FC:1801 790.00 OP
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)	02 FC:1252 450.00 OP
iv. <input type="checkbox"/> Other _____	
2. Miscellaneous	
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of <u>three months</u> . (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)	
b. <input checked="" type="checkbox"/> Other <u>Applicants hereby petition to extend the time for taking action for two months, from February 1, 2006, to April 1, 2006.</u>	
3. Fees	The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. <u>06-1205</u>	
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)	
ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)	
iii. <input type="checkbox"/> Other Suspension fee	
b. <input checked="" type="checkbox"/> Checks in the amounts of \$ <u>790.00 and \$450.00</u> are enclosed	
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)	

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Jonathan Berschadsky	Registration No. (Attorney/Agent)	46,551
Signature		Date	March 28, 2006

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	
Signature	
Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Director of the U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.